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OCT 0 7 2005

## **FACSIMILE**

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Mr. Gregory John Binda, Art Unit 3679

Company

United States Patent and Trademark Office

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From

Jennifer M. Brumbaugh, Patent Manager

Date

October 7, 2005

Number of pages (inc)

Subject

**Application No. 10/808,741** 

Please see attached transmittal form and response to restriction requirement.

## OCT 0 7 2005

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 6651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/808.741 TRANSMITTAL Filino Date March 24, 2004 First Named Inventor **FORM** Craig Andrew Campbell Art Unit 3679 Examiner Name Gregory John Binda (to be used for all correspondence after initial filing) Attorney Docket Number G00339/US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittel Form Drawing(s) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC **|√**| Petition Amendment/Repty (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(a) Change of Correspondence Address Other Enclosure(s) (please identify Extension of Time Request Terminal Disclaimer below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name GKN Driveline North America, Inc. Signature Printed name dennifer M. Brumbaugh Date Reg. No. October 7, 2005 48,465 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date Jennifer M. Bruelbauch October 7, 2005 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT 0 7 2005

Docket No.: G00339/US

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Craig Andrew Campbell

Confirmation No.: 5861

Application No.: 10/808,741

Customer No.: 35758

Filed: March 24, 2004

Art Unit: 3679

For: SELF DAMPENING ROTARY SHAFT

Examiner: G. J. Binda

## RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the election/restriction requirement set forth in the Office Action mailed September 12, 2005, applicant hereby provisionally elects Species I for continued examination, with traverse.

The Examiner has required restriction between:

Species I: FIGS. 1-6

Species II: FIGS. 7-8

Based on a review of the claims, Applicants elect claims 1 and 3-21, which read on Species I, with traverse. In view of the significant overlap between the claims of Species I and II, and the presence of generic claims, it is respectfully submitted that the Examiner will be required to search art not only related to Species I, but also related to Species II as part of the analysis of the generic claims. Currently, at least claims 1 and 3-21 read on Species I.

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Upon the allowance of a generic claim, Applicants will be entitled to consideration of claims to other species in addition to the elected specie, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141.

If the Examiner has any questions with respect to this communication, he is kindly urged to call the undersigned. Applicant believes no fee is due with this response.

Respectfully submitted,

Dated: October 7, 2005

Jennifer M. Brambaugh, Reg. No. 48,465

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